1 AN ACT 2 relating to cardiac assessments of high school participants in extracurricular athletic activities sponsored or sanctioned by the 3 University Interscholastic League. 4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 5 6 SECTION 1. Subchapter D, Chapter 33, Education Code, is 7 amended by adding Section 33.096 to read as follows: Sec. 33.096. CARDIAC ASSESSMENTS OF HIGH SCHOOL 8 9 PARTICIPANTS IN EXTRACURRICULAR ATHLETIC ACTIVITIES. (a) A school district must provide a district student, who is required under 10 University Interscholastic League rule or policy to receive a 11 physical examination before being allowed to participate in an 12 athletic activity sponsored or sanctioned by the University 13 14 Interscholastic League, the following: (1) information about sudden cardiac arrest 15 16 electrocardiogram testing; and (2) notification of the option of the student to 17 request the administration of an electrocardiogram, in addition to 18 19 the physical examination. (b) A student may request an electrocardiogram from any 20 health care professional, including a health care professional 21

provided through the student's patient-centered medical home, as

defined by Section 533.0029, Government Code, a health care

professional provided through a school district program, or another

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- 1 health care professional chosen by the parent or person standing in
- 2 parental relation to the student, provided that the health care
- 3 professional is:
- 4 (1) appropriately licensed in this state; and
- 5 (2) authorized to administer and interpret
- 6 electrocardiograms under the health care professional's scope of
- 7 practice, as established by the health care professional's Texas
- 8 licensing act.
- 9 <u>(c)</u> The University Interscholastic League shall adopt rules
- 10 <u>as necessary to administer this section.</u>
- 11 (d) The rules adopted under Subsection (c) must include:
- 12 (1) criteria under which a school district may request
- 13 an exemption from the requirements of Subsection (a);
- 14 (2) variances that allow for a delay of the
- 15 implementation of the requirement to notify students of the option
- 16 to request an electrocardiogram under this section;
- 17 (3) procedures to ensure students receiving the
- 18 required annual physical examination are notified of the option to
- 19 request an electrocardiogram; and
- 20 (4) provisions to ensure that the requirements under
- 21 this section are minimum standards that provide a school district
- 22 with the option to implement a program that exceeds the standards
- 23 required by this section.
- (e) This section does not create a cause of action or
- 25 <u>liability or a standard of care, obligation, or duty that provides a</u>
- 26 basis for a cause of action or liability against a health care
- 27 professional described by Subsection (b), the University

- 1 Interscholastic League, a school district, or a district officer or
- 2 employee for:
- 3 (1) the injury or death of a student participating in
- 4 or practicing for an athletic activity sponsored or sanctioned by
- 5 the University Interscholastic League based on or in connection
- 6 with the administration or interpretation of or reliance on an
- 7 <u>electrocardiogram; or</u>
- 8 (2) the content or distribution of the information
- 9 required under Subsection (a) or the failure to distribute the
- 10 required information under this section.
- SECTION 2. This Act applies beginning with the 2019-2020
- 12 school year.
- 13 SECTION 3. This Act takes effect immediately if it receives
- 14 a vote of two-thirds of all the members elected to each house, as
- 15 provided by Section 39, Article III, Texas Constitution. If this
- 16 Act does not receive the vote necessary for immediate effect, this
- 17 Act takes effect September 1, 2019.

President of the Senate	Speaker of the House
I certify that H.B. No.	76 was passed by the House on March
26, 2019, by the following vot	te: Yeas 145, Nays O, 1 present, not
voting; and that the House co	ncurred in Senate amendments to H.B.
No. 76 on May 23, 2019, by the	following vote: Yeas 139, Nays 0, 1
present, not voting.	
	Chief Clerk of the House
I certify that H.B. No	. 76 was passed by the Senate, with
amendments, on May 20, 2019, h	by the following vote: Yeas 20, Nays
11.	
	Secretary of the Senate
	secretary or the senate
APPROVED:	
Date	
Governor	